

To Whom it may Concern, XM Radio, should not be impeded in it's content that it offers to it's subscribers. This issue would be much the same as Broadcast Television trying to prevent Cable and Satelite operators from transmitting.

There are many areas of the country where "over the air" radio stations cannot be picked up. I travel on business and depend on XM Radio for generalized weather forecasts in areas I travel. XM's "local content" is very helpful because when I am not in my own local area I can quickly find information that I need. As you are aware, certain stations in metropolitan markets "specialize" in thier content. The problem with this is when I'm on the road, I have no idea where to tune to find the local weather / traffic information.

The real reason for the National Association of Broadcasters petition is driven by advertisers. By and large local businesses advertise on local free air stations to sell products and services to local listeners. XM Radio provides a needed service to the "non-local traveling public".

The larger question here is "Does XM Radio have an unfair advantage"? The answer is simple..... No! XM Radio must be purchased, to my knowledge there are about 2 or 3 million subscribers to XM. Maybe another million or so that subscribe to other services. This is a tiny number compared to the overall number that listen to AM / FM radio stations.

I would respectfully request that you reject the NAB petition 04-160.